

EXHIBIT F

Robert Wood

From: Buckley, Peter C. [pbuckley@foxrothschild.com]
Sent: Monday, September 09, 2019 5:33 PM
To: Nancy Lesser
Cc: Debbie Baugher; AAA Matthew Conger; rwood@rwoodlaw.com; Reed, Eric E.; Popper, Christopher C.
Subject: Thrivest Specialty Funding, LLC v. William E. White (No. 01-18-0001-4765) -- Thrivest's Motion for Sanctions
Attachments: 101778250_1_Thrivest v. White Order.2019.8.30-C1.PDF

Arbitrator Lesser,

The deadline for compliance with the attached August 30, 2019 Order has passed and Mr. White has not complied by producing the required information and documents. Indeed, Mr. White has not produced anything whatsoever. In accordance with the Order, Thrivest seeks sanctions for Mr. White's repeated non-compliance, including but not limited to:

1. Striking all "affirmative defenses" and counterclaims set forth in Mr. White's Answering Statement (May 9, 2019), including that he lacked capacity to enter into the Agreement (paragraph 6), that the Agreement is "unenforceable, void and/or voidable" (paragraph 7), that Thrivest fraudulently induced the Agreement (paragraph 8), that Thrivest defamed him in the press (paragraph 11), among others—all of which should be stricken. This relief is authorized by AAA's Guide for Commercial Arbitrators, available at https://www.adr.org/sites/default/files/document_repository/A%20Guide%20for%20Commercial%20Arbitrators.pdf ("In some cases, arbitrators have enforced their orders by directing the case administrator to advise a recalcitrant party that failure to obey will result in their claim or counterclaim being stricken.").
2. Directing Attorney Wood to turn over all information and documents responsive to the requests in his possession, including the name of Mr. White's financial institution(s) and account number(s), and the last known location(s) of the proceeds of Mr. White's award in the NFL Concussion Litigation and any disposition thereof. Although Mr. White may not have responded to the Order, Attorney Wood may have access to this information through other means. For example, Mr. White likely provided the Claims Administrator with account information in connection with the processing of his award and Attorney Wood may be aware of how Mr. White has used his award since Mr. White received it—such as to pay his legal fees or to the extent that Mr. White has attempted to protect the funds from creditors. This information is not protected by the attorney-client privilege merely because Attorney Wood is holding it.
3. Awarding Thrivest its attorneys' fees and costs in connection with enforcement of the Interim Award of Emergency Relief and such other relief that the arbitrator deems just and proper under the circumstances.

I am available at the arbitrator's convenience should you wish to discuss this with the parties.

Respectfully,

AMERICAN ARBITRATION ASSOCIATION

THRIVEST SPECIALTY FUNDING, LLC,
Claimant,

v.

WILLIAM E. WHITE,
Respondent.

CASE NO. 01-18-0001-4765

ORDER

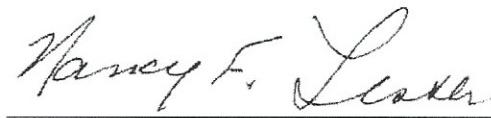
By Order dated August 19, 2019, Respondent William E. White was directed to produce the following information and documents to Claimant in furtherance of the Emergency Arbitrator's Interim Award no later than 5:00 p.m. EST on August 26, 2019:

- a. A current account statement for all accounts maintained by Respondent, either individually or jointly, with any financial institution; and
- b. An accounting of the proceeds of Claimant's award in the NFL Concussion Litigation, including documents sufficient to show the current location of such proceeds and any disposition thereof.

Claimant moved to compel after Respondent did not comply. During a telephonic conference with the Arbitrator on August 30, 2019, the parties confirmed Respondent's continued non-compliance with the Interim Award and the August 19, 2019 Order.

Claimant's motion to compel is GRANTED. Respondent is directed to comply completely with the August 19, 2019 Order by producing the aforementioned information and documents by 5:00 p.m. EST on September 9, 2019. Failure to do so without good cause shown shall expose Respondent to the prospect of sanctions upon application to the Arbitrator.

Counsel for Respondent is to report to Claimant's counsel and the Arbitrator by close of business on September 10, 2019 as to the status of the production.



Nancy E. Lesser, Arbitrator

Dated: August 30, 2019